

STEPHANIE M. HINDS (CABN 154284)  
United States Attorney

THOMAS A. COLTHURST (CABN 99493)  
Chief, Criminal Division

KENNETH CHAMBERS (NYBN 5559885)  
Assistant United States Attorney

450 Golden Gate Avenue, Box 36055  
San Francisco, California 94102-3495  
Telephone: (415) 436-6488  
FAX: (415) 436-7234  
kenneth.chambers@usdoj.gov

Attorneys for United States of America

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,  
v.

CHRISTOPHER WAGNER,

Defendant.

NO. 3:21-mj-71960-MAG

**STIPULATION TO CONTINUE  
PRELIMINARY HEARING AND  
EXCLUDE TIME FROM FEBRUARY  
18, 2022 TO MARCH 25, 2022 AND  
~~PROPOSED~~ ORDER**

The parties are currently scheduled to appear before the Court on **February 18, 2022** at 12:00 noon for a preliminary hearing. The parties hereby stipulate and agree to request a continuance of the matter until **March 25, 2022** to allow additional time for the parties to engage in discussions about potential resolution prior to Indictment, and defense is still reviewing discovery. Believing such discussions to be in the interests of justice, the parties represent that good cause exists and therefore agree to extend the deadlines for a preliminary hearing under Rule 5.1(d) of the Federal Rules of Criminal Procedure and exclude time under the "Speedy Indictment" provisions of the Speedy Trial Act. *See* 18 U.S.C. § 3161(b). Accordingly, the parties hereby stipulate and agree to respectfully request the Court to vacate the hearing date of **February 18, 2022** and to set a new

1 hearing date on **March 25, 2022** for preliminary hearing or arraignment before the Duty Magistrate  
2 Judge. The parties also stipulate and agree to request that the time between **February 18, 2022** and  
3 **March 25, 2022** be excluded to facilitate discussions related to resolution prior to Indictment  
4 pursuant to 18 U.S.C. § 3161(h)(7).

5  
6 IT IS SO STIPULATED.

7  
8 DATED: 2/15/2022

\_\_\_\_\_  
/s/  
**KENNETH CHAMBERS**  
Assistant United States Attorney

9  
10 DATED: 2/15/2022

\_\_\_\_\_  
/s/  
**DANIEL BLANK**  
Counsel for Defendant Christopher Wagner

~~PROPOSED~~ ORDER

The above-entitled matter is currently scheduled for preliminary hearing on **February 18, 2022**, at noon. The parties are requesting a continuance until **March 25, 2022**. The parties are seeking this continuance in order to engage in discussions about potential resolution of this matter prior to Indictment. With the consent of the United States, and taking into account the public interest in the prompt disposition of criminal cases, the court sets the preliminary hearing to the date set forth below, and based on parties' showing of good cause, finds good cause for extending the time limits for a preliminary hearing under Federal Rule of Criminal Procedure 5.1 and for extending the 30-day time period for an indictment under the Speedy Trial Act (based on the exclusions set forth above). *See* Fed. R. Crim. P. 5.1; 18 U.S.C. § 3161(b).

The parties have agreed to waive and exclude time for the preliminary hearing under the Speedy Trial Act. The government has no objection to this proposed continuance. Therefore, for good cause shown the hearing currently scheduled on **February 18, 2022** shall be vacated. The matter shall be continued until **March 25, 2022**. The time shall be excluded from the running of the speedy trial clock for effective preparation of counsel under U.S.C. § 3161(h)(7).

**IT IS SO ORDERED.**

Dated: February 15, 2022

By: 

HON. LAUREL BEELER  
UNITED STATES MAGISTRATE JUDGE